



GM 3732

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 112430.121)

In re Application of: Tofighi et al.) Examiner: Not Yet Assigned
Serial No: 10/027,656) Group Art Unit: 3732
Filing Date: December 21, 2001)

For: MACHINABLE PREFORMED CALCIUM PHOSPHATE BONE SUBSTITUTE MATERIAL
IMPLANTS

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 CFR §1.8 (a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date indicated below.

Date:

10/24/02

Leslie Rukstals
Leslie Rukstals

Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in the above-identified patent application are the following documents:

1. Information Disclosure Statement (2 pages);
2. Form PTO-1449 (1 page);
3. References as Cited (11);
4. Certificate of First Class Mailing, and;
5. Return Postcard.

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Please charge any fees that might be due in connection with this submission or credit any overpayment to Deposit Account No. 08-0219.

Respectfully submitted,

Date: October 24, 2002
HALE AND DORR LLP
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Mary Rose Scozzafava
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115

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Leslie Rukstalis
Leslie Rukstalis

Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants submit herewith the references on the attached form PTO-1449, copies of which are enclosed. This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97 (b) before the mailing date of the first Office Action, therefore no fee is believed to be due.

This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to the patentability of the invention, or that the listed documents are prior art. Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application. If it should be determined that any of the listed documents constitute prior art under United States law, Applicants reserve the right to present to the Office relevant facts and law regarding the significance of such documents to the patentability of the claimed invention.

It is respectfully requested that the Examiner initial and return copies of the enclosed form PTO-1449 with the next Patent Office communication.

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U.S. Patent Application No. 10/027,656
Page Two

Please charge any fees that might be due in connection with this submission or credit any overpayment to Deposit Account No. 08-0219.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

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